

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... JAN 23 1991
 Returned to applicant for correction..... MAR 25 1991
 Corrected application filed.....
 Map filed..... MAR 27 1991

The applicant R.D.D., Inc. and The Julian W. & Edith M. Marcuerquiaga 1980 Living Trust
290 East Minor St. (R.D.D., Inc.)
5255 E. Palisade Dr. (Trust), of Winnemucca,
Street and No. or P.O. Box No. City or Town

Nevada 89445, hereby make... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) R.D.D., Inc. is a Nevada corporation incorporated
October, 1974 - Articles of Incorporation are on file with the Nevada Secretary
of State.

1. The source of the proposed appropriation is Sand Pass Well
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .031 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered 1000 cattle

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point within Lot 1 of unsurveyed Section
Describe as being within a 40-acre subdivision of public

19, T. 44N., R. 28E., M.D.B. & M. or at a point from which the Northeast corner of
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Section 24, T. 44N., R. 27E., M.D.B. & M. bears S 73° 00' 20" W 492.63'.

6. Place of use Lot 1 of unsurveyed Section 19, T. 44N., R. 28E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, portable pump, pipeline and
State manner in which water is to be diverted, i.e. diversion structure, ditches and
trough
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works in excess of \$10,000.00

10. Estimated time required to construct works..... 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Place of use is located on public domain. Applicants control the grazing
rights covering the place of use.

Desert-Mountain, Inc. as agent
 By John H. Milton III, PLS 5271, SWRS 573
s/John H. Milton III
146 West Second Street, Winnemucca, NV 89445

Compared..... pm/se..... ap/se

Protested.....

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed..... 0.031 cubic feet per second..... or sufficient to water 1000
head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before..... May 29, 1994

Proof of completion of work shall be filed on or before..... June 29, 1994

Application of water to beneficial use shall be made on or before..... May 29, 1997

Proof of the application of water to beneficial use shall be filed on or before..... June 29, 1997

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... JUL 28 1994

Proof of beneficial use filed..... JUL 30 1997

Cultural map filed.....

Certificate No. 14674 Issued AUG 14 1997

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 29th..... day of..... May

A.D. 19..... 92

[Signature]
 State Engineer